IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CIVIL APPLICATION NO.5 OF 2005
IN
LETTERS PATENT APPEAL NO.280 OF 1998
IN
FIRST APPEAL NO.986 OF 1998

Gopal Mungaji Gharat (Deceased)
through legal heirs:
a) Mr.Chandrakant Gopal Gharat
& ors. .. Applicants/
Intervenors

in

Gavkari Belpada, Tal.Panvel,
Dist Raigad through Panch
Committee:
a) Pandurang Undir Barse & ors. .. Appellants

v/s.

1. Narayan Gokul Gharat & ors. .. Respondents

Mr.R.S.Thakur for the applicants/intervenors.

Mr.A.Y.Sakhare, senior counsel i/by M/s.Vyas & Bhalwal for respondent No.1.

Mr.R.M.Patne, Assistant Government Pleader for respondent No.7.

Mr.M.K.Nesari for the appellants.

CORAM : R.M. LODHA AND
R.S. MOHITE, JJ.

DATED : 6th April, 2005

P.C.

Heard Mr.R.S.Thakur, the learned counsel for the applicants.

2. It is not in dispute that the present applicants

were not parties in first appeal No.986 of 1998 nor were the applicants parties in Land Acquisition Reference No.93 of 1992 out of which first appeal No.986 of 1998 arose.

3. In this view of the matter, the applicants cannot be permitted to intervene in the Letters Patent Appeal arising out of first appeal No.986 of 1998. It is for the applicants to pursue an appropriate remedy for redressal of their grievance.

4. Civil application is dismissed with the aforesaid observations.

(R.M. LODHA, J.)

(R.S. MOHITE, J.)